

BOARD of SUPERVISORS



City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
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MEMORANDUM

RULES COMMITTEE

SAN FRANCISCO BOARD OF SUPERVISORS

TO: Supervisor Shamann Walton, Chair
Rules Committee

FROM: Victor Young, Assistant Clerk *Victor Young*

DATE: February 9, 2026

SUBJECT: **COMMITTEE REPORT, BOARD MEETING**
Tuesday, February 10, 2026

The following file should be presented as a **COMMITTEE REPORT** at the Board Meeting on Tuesday, February 10, 2026. This item was acted upon at the Rules Committee Meeting on Monday, February 9, 2026, at 10:00 a.m., by the votes indicated.

Item No. 33 File No. 251224

Administrative Code - Restrictions on Use of City Property

Ordinance amending the Administrative Code to prohibit the use of City property without the City's authorization, except for uses traditionally available to the public without authorization; prohibit any City official or employee from authorizing the use of City property if that use would disrupt City operations or discourage access to City services, unless the use furthers a City purpose; stating that civil immigration enforcement is not a City purpose; and authorizing the City Attorney to bring a cause of action against anyone that uses City property for an unlawful or unauthorized purpose.

RECOMMENDED AS COMMITTEE REPORT

Vote: Supervisor Shamann Walton - Aye
Supervisor Stephen Sherrill - Aye
Supervisor Rafael Mandelman - Aye

c: Board of Supervisors
Angela Calvillo, Clerk of the Board
Alisa Somera, Legislative Deputy Director
Brad Russi, Deputy City Attorney

File No. 251224

Committee Item No. 8

Board Item No. _____

COMMITTEE/BOARD OF SUPERVISORS

AGENDA PACKET CONTENTS LIST

Committee: Rules Committee

Date Feb 9, 2026

Board of Supervisors Meeting

Date _____

Cmte Board

- Motion
- Resolution
- Ordinance
- Legislative Digest
- Budget and Legislative Analyst Report
- Youth Commission Report
- Introduction Form
- Department/Agency Cover Letter and/or Report
- Memorandum of Understanding (MOU)
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- Form 126 - Ethics Commission
- Award Letter
- Application
- Form 700
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- Public Correspondence

OTHER (Use back side if additional space is needed)

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Completed by: Victor Young

Date Feb 5, 2026

Completed by: _____

Date _____

1 [Administrative Code - Restrictions on Use of City Property]

2
 3 **Ordinance amending the Administrative Code to prohibit the use of City property**
 4 **without the City's authorization, except for uses traditionally available to the public**
 5 **without authorization; prohibit any City official or employee from authorizing the use of**
 6 **City property if that use would disrupt City operations or discourage access to City**
 7 **services, unless the use furthers a City purpose; stating that civil immigration**
 8 **enforcement is not a City purpose; and authorizing the City Attorney to bring a cause**
 9 **of action against anyone that uses City property for an unlawful or unauthorized**
 10 **purpose.**

11 NOTE: **Unchanged Code text and uncodified text** are in plain Arial font.
 12 **Additions to Codes** are in *single-underline italics Times New Roman font*.
 13 **Deletions to Codes** are in *strikethrough italics Times New Roman font*.
 14 **Board amendment additions** are in double-underlined Arial font.
 15 **Board amendment deletions** are in ~~strikethrough Arial font~~.
 16 **Asterisks (* * * *)** indicate the omission of unchanged Code
 17 subsections or parts of tables.

18 Be it ordained by the People of the City and County of San Francisco:

19 Section 1. Findings.

20 As set forth in the preamble to the City Charter, the City's mission is to improve the
 21 quality of urban life; to encourage the participation of all persons and all sectors in the affairs
 22 of the City; to enable municipal government to meet the needs of the people effectively and
 23 efficiently; to provide for accountability and ethics in public service; to foster social harmony
 24 and cohesion; and to assure equality of opportunity for every resident.

25 To further this mission, the City invests in and maintains substantial resources,
 including real and personal property, to support and administer duly authorized public
 programs such as health care, education, transportation, emergency response, housing,

1 public safety, workforce and business development, and other essential municipal services.
2 City facilities are critical access points relied upon by all residents, and preserving their safety,
3 accessibility, and operational continuity, is a matter of practical necessity and fiscal
4 responsibility.

5 City law has long prohibited City officials from using City resources to assist in the
6 enforcement of federal immigration laws, except in narrowly defined circumstances.
7 Consistent with the City's mission, the purpose of that prohibition is to encourage the
8 participation of all persons in the affairs of the City. To investigate and solve crimes, fight
9 fires, provide emergency assistance, and deliver comprehensive public health programs,
10 among other things, the City needs the cooperation and involvement of all City residents,
11 regardless of citizenship status. If the City were to assist with the enforcement of federal
12 immigration laws, including permitting the use of City property to conduct enforcement, it
13 would unquestionably discourage that critical cooperation and involvement.

14 Substantial evidence from major cities across the country demonstrates that recent
15 surges in immigration enforcement activity discourage participation in the affairs of those
16 cities, which disrupts municipal operations, creates public health and safety risks, and
17 depresses commercial activity. National surveys conducted by the Urban Institute found that
18 roughly one in six adults in immigrant families avoided public programs or facilities because of
19 immigration-related fears. Community-based organizations in cities experiencing recent
20 immigration raids have reported reduced engagement in public life, with many residents
21 unwilling to access essential services such as health care, libraries, and workforce centers, as
22 well as public events.

23 In Southern California, following reports of increased immigration enforcement activity
24 near medical sites, health clinics reported no-show rates climbing from approximately 9% to
25 more than 30 % with residents skipping medical appointments, vaccinations, and pharmacy

1 visits. Los Angeles County’s main hospital reported that even threats of enforcement activity
2 near the hospital discouraged access and thereby jeopardized community health. Also in Los
3 Angeles County, St. John’s Community Health, a major nonprofit health-care provider,
4 reported that immigration enforcement activity at a mobile clinic site caused immediate service
5 interruptions.

6 Schools and programs serving youth have recently experienced similar disruptions. In
7 Los Angeles, following reports of increased immigration enforcement near campuses, families
8 avoided school events, including graduation ceremonies. In Chicago, federal activity near
9 public school facilities prompted school lockdowns and the suspension of after-school
10 activities, as families reported fear and confusion about the presence of federal agents on or
11 near school campuses. At Chicago’s Funston Elementary School, students on the playground
12 were rushed inside after federal agents deployed tear gas across the street, and recess was
13 canceled for the day.

14 The Economic Policy Institute reported that intensified immigration enforcement
15 increases workplace disruptions, employee turnover, and uncertainty for employers, with
16 adverse spillover effects on local economies that depend on a stable workforce and consumer
17 spending. A July 2025 study found that in California, recent surges in immigration
18 enforcement had caused a sharper decline in workforce participation than any event in the
19 past 40 years other than the Great Recession of 2008-09 and the COVID-19 pandemic. In
20 Washington, D.C., officials observed that workers in neighborhoods impacted by increased
21 immigration enforcement stopped reporting to job sites, adversely affecting the hospitality
22 industry, tourism, and construction. These burdens translate into lost productivity for workers
23 and businesses, and fiscal strain for local jurisdictions.

24 Recent increases in enforcement activity also have carried economic and operational
25 consequences for local business owners, and ultimately local governments. News reports

1 from Chicago’s Little Village and Back of the Yards neighborhoods have documented
2 merchants locking their doors and shortening their hours during enforcement sweeps, leading
3 to losses in sales, local tax receipts, and neighborhood vitality. In Los Angeles County,
4 federal immigration actions destabilized businesses and disrupted county service delivery,
5 leading the Board of Supervisors to declare a Local Emergency and to allocate resources to
6 restore community access and economic stability.

7 Immigration enforcement on City property also generates acute public-safety risks.
8 The City has devoted substantial resources to enhancing public safety and as a result has
9 seen a recent 30% drop in crime. Effective public safety requires the cooperation of all City
10 residents, one third of whom are immigrants. The City’s efforts to reduce crime and protect
11 public safety will be undermined if federal officers are operating on City property, blurring the
12 lines between local policing and immigration enforcement, and thereby discouraging
13 cooperation with local law enforcement.

14 The ordinance is not intended to and does not amend any existing City laws governing
15 permitting or licensing of City property. The ordinance is not intended to and does not
16 interfere with or obstruct lawful immigration enforcement. Federal immigration enforcement
17 officers regularly carry out immigration enforcement in the City. The purpose of this ordinance
18 is to preserve City resources for programs and services that further the City’s mission and to
19 ensure that the use of City property does not undermine that mission by discouraging
20 residents’ participation in the City’s affairs.

21 City Departments are encouraged to provide training to their employees on the scope
22 and limits of this ordinance.

23
24 Section 2. Chapter 4 of the Administrative Code is hereby amended by revising
25 Section 4.19 to read as follows:

1 **SEC. 4.19. USE OF CITY PROPERTY.**

2 (a) No person or entity may use ~~Real~~ and personal property belonging to, or subject
3 to the control of, any City and County department, board, commission, or ~~other~~ authority
4 (hereinafter “the City”) unless the use shall only be used to advance or promote public programs
5 or other purposes authorized by the City and the City has ~~which have been duly~~ authorized the use by
6 the appropriate public agency.

7 (b) No City official, employee, department, board, commission, or other authority shall
8 authorize the use of any real or personal property subject to the control or jurisdiction of the City if the
9 use will disrupt City operations or discourage access to City services, unless the use furthers a City
10 purpose.

11 (c) The use of real or personal property to assist in the enforcement of Federal immigration
12 law is not a City purpose.

13 (d) The use of real or personal property shall mean the right to occupy or use the property,
14 to the exclusion of others, and shall include but not be limited to a license, permit to enter, use permit,
15 or other similar instrument. It shall not mean non-exclusive access or use of the City’s property
16 traditionally open and available to the public where that access or use is on the same terms as
17 members of the public and does not disrupt City operations.

18 (e) Upon finding that a City and County official or employee has engaged in
19 activities prohibited by this Section 4.19, that official or employee shall be subject to
20 disciplinary action in accordance with the applicable provisions of the Charter.

21 (f) Nothing in this Section 4.19 shall be construed to interfere with or inhibit any exercise
22 of the constitutionally protected rights of freedom of speech or assembly or to prevent the use of, or
23 access to, City property as required by law.

24 (g) The City Attorney is authorized to bring a cause of action against any person or entity
25 that violates this Section 4.19 by using City property for an unlawful or unauthorized purpose.

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Section 3. No Conflict with Federal or State Law. Nothing in this ordinance shall be interpreted or applied to create any requirement, power, or duty in conflict with any federal or state law.

Section 4. No Conflict with Existing Property Interest or Agreements. Nothing in this ordinance shall be interpreted or applied to affect or interfere with any property interest or agreement, including but not limited to amendments to those agreements, deeds, easements, leases, licenses, or permits, to occupy or use City real or personal property that is entered into or effective before the effective date of this ordinance.

Section 5. Scope of Ordinance. In enacting this ordinance, the Board of Supervisors intends to amend only those words, phrases, paragraphs, subsections, sections, articles, numbers, punctuation marks, charts, diagrams, or any other constituent parts of the Municipal Code that are explicitly shown in this ordinance as additions, deletions, Board amendment additions, and Board amendment deletions in accordance with the “Note” that appears under the official title of the ordinance.

Section 6. Undertaking for the General Welfare. In enacting and implementing this ordinance, the City is assuming an undertaking only to promote the general welfare. It is not assuming, nor is it imposing on its officers and employees, an obligation for breach of which it is liable in money damages to any person who claims that such breach proximately caused injury.

Section 7. Severability. If any section, subsection, sentence, clause, phrase, or word

LEGISLATIVE DIGEST

[Administrative Code - Restrictions on Use of City Property]

Ordinance amending the Administrative Code to prohibit the use of City property without the City's authorization, except for uses traditionally available to the public without authorization; prohibit any City official or employee from authorizing the use of City property if that use would disrupt City operations or discourage access to City services, unless the use furthers a City purpose; stating that civil immigration enforcement is not a City purpose; and authorizing the City Attorney to bring a cause of action against anyone that uses City property for an unlawful or unauthorized purpose.

Existing Law

Existing law prohibits the use of City real and personal property unless the use advances or promotes public programs or other purposes authorized by the appropriate public agency.

Amendments to Current Law

The ordinance would prohibit any City official or employee from authorizing the use of City property if the use would disrupt City operations or discourage access to City services, unless the use furthers a City purpose. The ordinance would state that enforcement of immigration law is not a City purpose. The ordinance would define the right to occupy or use the property, as the right to use the property exclusively and would exclude from the definition non-exclusive access or use of the City's property traditionally open and available to the public where that access or use is on the same terms as members of the public and does not disrupt City operations. The ordinance would state that it is not intended to interfere with existing agreements to use property, First Amendment use or access, or any use or access required by law. Finally, the ordinance would authorize the City Attorney to bring a cause of action against any person or entity that used City property for an unlawful or unauthorized purpose.

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MEMORANDUM

TO: Carol Isen, Director, Department of Human Resources
FROM: Victor Young, Assistant Clerk, Rules Committee *Victor Young*
Board of Supervisors
DATE: January 21, 2026
SUBJECT: LEGISLATION INTRODUCED – MEET AND CONFER DETERMINATION

The Board of Supervisors' Rules Committee has received the following Ordinance. This matter is being **referred** to you as it may require the Department of Human Resources to fulfill "**Meet and Confer**" requirements. Please review, assess the impact and provide proper noticing as required and report back to on the status of the "Meet and Confer" requirement.

File No. 251224

Ordinance amending the Administrative Code to prohibit the use of City property without the City's authorization, except for uses traditionally available to the public without authorization; prohibit any City official or employee from authorizing the use of City property if that use would disrupt City operations or discourage access to City services, unless the use furthers a City purpose; stating that civil immigration enforcement is not a City purpose; and authorizing the City Attorney to bring a cause of action against anyone that uses City property for an unlawful or unauthorized purpose.

If you have any questions or concerns, please call me at (415) 554-7723 or email: victor.young@sfgov.org. To submit documentation, please email or forward to me at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

RESPONSE FROM THE DEPARTMENT OF HUMAN RESOURCES -

Date:01/23/2026_____

Meet and Confer requirement has been fulfilled.

Meet and Confer requirement not applicable.

Additional information attached.

Kate Howard

Department of Human Resources

- c: Ardis Graham, Department of Human Resources
Aliya Chisti, Department of Human Resources
Kate Howard, Department of Human Resources
Jonathan Wright, Department of Human Resources

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MEMORANDUM

TO: All City Departments via Adam Thongsavat, Mayor's Office

FROM: Victor Young, Assistant Clerk *Victor Young*

DATE: December 15, 2025

SUBJECT: LEGISLATION INTRODUCED

The Board of Supervisors' Rules Committee received the following proposed Ordinance:

File No. 251224

Ordinance amending the Administrative Code to prohibit the use of City property without the City's authorization, except for uses traditionally available to the public without authorization; prohibit any City official or employee from authorizing the use of City property if that use would disrupt City operations or discourage access to City services, unless the use furthers a City purpose; stating that civil immigration enforcement is not a City purpose; and authorizing the City Attorney to bring a cause of action against anyone that uses City property for an unlawful or unauthorized purpose.

If you have comments or reports to be included with the file, please forward them to Victor Young at the Board of Supervisors, City Hall, Room 244, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102 or by email at: victor.young@sfgov.org.

(attachment)

c. Aly Bonde, Mayor's Office

From: [Kudrat Dutta Chaudhary](#)
To: [Young, Victor \(BOS\)](#)
Cc: [MahmoodStaff](#)
Subject: Public Comment re Restrictions on the Use of City Property: 251224
Date: Monday, February 9, 2026 9:51:47 AM

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Hello Clerk Young,

I hope you're having a good start to the week. Unfortunately, I have a scheduling conflict come up and I'll be unable to attend the Rules Committee hearing today.

I am therefore writing to submit my written public comment in support of the following item on today's agenda:
- File No. 251224: Restrictions on the use of city property.

Please see the comment below.

Thank you for your time and consideration.

Best
Kudrat Kontilis

"I am submitting this comment to support the ICE Free Zones Ordinance led by Supervisor Mahmood and Supervisor Chen and I want to thank the supervisors for authoring and co-sponsoring this measure. For the past one year San Franciscans have, on multiple occasions, been afraid to avail city resources meant for them due to fear of federal immigration enforcement. This fear has had real and measurable consequences: women missing pre natal appointments, children missing school, and residents becoming fearful of engaging with government institutions all together. Infact, in November 2025 San Francisco Immigrant Rights Commission heard compelling testimony from the public documenting their lived experience with fear of Federal Enforcement.

San Francisco is a sanctuary city and this amendment to the Administrative Code helps give that commitment practical effect by ensuring that the City property is used for its intended city purposes and not for Federal Immigration Enforcement. And Federal Immigration Enforcement is not a city purpose.

Local government is the government closest to the people and therefore the one also responsible for protecting their daily lives.

Fear has an inherent power to erode public trust and I believe that creating ICE Free Zones so that city property is only used for its intended purposes will not only strengthen lives of immigrants but will also ensure that San Franciscans feel supported and safe while accessing City services.

Thank you once again Supervisor Mahmood and Supervisor Chen for leading this effort and to the Rules Committee for advancing this to the Board. Thank you for making San Francisco safe for all."